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Queen Street. Honolulu.

DIDN'T LIKE THE JUDGE

The Police Objected To
Mahaula.

AH CHEE BEFORE WILCOX

Case Transferred From Court of
Waialua Jurist and Tried
Here.

The liquor case against Ah Chee, the Waialua Chinese who was arrested on the complaints of Policemen Maitland and Kelly, who allege they paid the Chinaman marked silver dollars for which they received bottled liquor in return, was tried before Judge Wilcox yesterday morning and afternoon. Former Judge W. L. Stanley appeared for the defendant, Deputy Sheriff Chillingworth prosecuting. Ah Chee's case was one which Judge Mahaula dismissed at Waialua nearly two weeks ago on the ground that the officers' testimony as to the number of marked dollars paid over to the Chinaman were sufficient to warrant him in dismissing the charge against the alleged offender.

In opening the case High Sheriff Brown took occasion to state publicly his private opinion of Judge Mahaula's action in summarily dismissing the action from his court on the grounds above stated. Judge Stanley objected to the case being transferred from Judge Mahaula's jurisdiction to that of Judge Wilcox. Although a recent appointee to the bench, Judge Stanley stated Judge Mahaula was well known in the community and to the district court of Honolulu.

"It is a breach of decorum on the part of the police department to transfer the case to this court," said Judge Stanley, "because he gave a decision against the Deputy Sheriff."

Sheriff Brown stated emphatically in reply that although the transfer might be considered a slur upon Judge Mahaula, yet he felt it was only right, believing that a fair and impartial trial at Waialua was not to be had. He intimated that one experience in court work before Judge Mahaula was enough for him.

Despite the fact that we had plenty of evidence in the last case before him," continued the Sheriff, "we lost it. We do not accuse the Judge of corrupt practices or motives, but the last case was dismissed upon grounds which were frivolous and immaterial to the issue. We had plenty of evidence in this case, but believe the defendant would secure an acquittal if tried before the Waialua Judge."

The High Sheriff gave way to Mr. Stanley, who stated that the former's declarations were equal to an accusation against Judge Mahaula of corrupt motives and said the transfer of the case was due to a disgruntled police department.

His Honor decided that the case was transferred in proper form and he would hear it. He cited a case which was taken out of his own court and transferred to that of Judge Perry. He admitted that he didn't feel sorry or slighted by the action.

The case was finished late in the afternoon and was taken under advisement by Judge Wilcox.

CAMBRIDGE'S WITTY LAWYER.

The Exquisite Gift of Repartee of the
Late Henry W. Paine.

Whenever a group of Massachusetts lawyers get to telling yarns it is dollars to doughnuts that one or more will concern the late Henry W. Paine of Cambridge. One of the most brilliant lawyers of his generation, it is probable nevertheless, that he will be chiefly remembered for his exquisite gift of repartee.

It was Paine who, on being interrupted during an argument by a notoriously brusque Supreme Court Justice with the remark, "Mr. Paine, that is not law," replied instantly:

"It was law until your Honor spoke."

On one occasion while riding from Cambridge to Boston on the horse cars with a green bag full of sheep-covered volumes in his lap Paine was addressed by a youthful acquaintance, a Harvard student, with the remark:

"You have quite a load, Mr. Paine. Law books I suppose."

"Oh, no," said Paine. "Merely Supreme Court reports."

Not long before his death Paine became interested in a case, as a matter of charity, in which a lad of some 15 years was charged with arson. Paine defended the boy and offered conclusive evidence that he was, to all practical purposes, an idiot and totally irresponsible. Nevertheless the jury in the case, after a charge from the Court, which was virtually an order for acquittal, brought in a verdict of guilty. The presiding Judge then addressed Paine:

"You will move for a new trial, I presume, Mr. Paine."

Paine rose with a demeanor that was painful in its solemnity.

"I thank your Honor for your suggestion," he said, "but I am oppressed with the gravest doubts whether I have the right to move for a new trial in this case. Your Honor, I have already asked for and have received for my idiot client the most precious heritage of our English and American common law—a trial by a jury of his peers."

The Judge then ordered the verdict set aside.—N. Y. Sun.

Li's little joke: The trembling Boxer knelt before Li Hung Chang and strove to explain matters. "I must have lost my head; I see no other reason why I engaged in the uprising, O Son of the Blue Sky," he wailed. "You are a trifle off in your grammar," interposed Li; "you should say, 'I will have lost my head.'" And the executioner stepped forward at the proper signal.—Baltimore American.

Reasonable: Husband—"I don't see why you have accounts in so many dry-goods stores." Wife—"Because, my dear, it makes the bills so much smaller."—Bazar.

JAS. F. MORGAN
Auctioneer and Broker.
33 Queen Street.
P. O. Box 594. Telephone 72.

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Auction Sale
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ON WEDNESDAY, AUG. 15
AT 10 O'CLOCK A. M.

At my salesroom, 33 Queen street, I will sell at Public Auction a consignment of new iron safes in assorted sizes.

JAS. F. MORGAN, Auctr.

THIS DAY.

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—OF—
FURNITURE, Etc.

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Real Estate For Sale

A large lot 50x90 on Lunallilo Street, near corner of Keeaumoku, in the old baseball grounds, is offered for sale at a very reasonable price.

JAS. F. MORGAN, Auctr.

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1. SIX LOTS on King St., opposite residence of J. S. Walker, Esq.; size of lots, 60x120.

2. SEVERAL LOTS on Punahou road, opposite the College property, in tract of land known as the Judd tract. —COMPRISING—

3 FINE LOTS fronting on the road, each lot contains from 1 1/4 to 2 1/2 acres.

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